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THE UNDER SECRETARY OF DEFENSE

WASHINGTON, DC 20301

26 FEB 1992

ACQUISITION

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHAIRMAN, JOINT CHIEFS OF STAFF
UNDER SECRETARY OF DEFENSE (POLICY)
ASSISTANT SECRETARIES OF DEFENSE
DIRECTOR, DEFENSE RESEARCH AND ENGINEERING
GENERAL COUNSEL
COMPTROLLER
DIRECTOR, DEFENSE ADVANCED RESEARCH PROJECT AGENCY
DIRECTOR, DEFENSE INTELLIGENCE AGENCY
DIRECTOR, DEFENSE LOGISTICS AGENCY
DIRECTOR, DEFENSE NUCLEAR AGENCY
DIRECTOR, NATIONAL SECURITY AGENCY
DIRECTOR, ON-SITE INSPECTION AGENCY
DIRECTOR, STRATEGIC DEFENSE INITIATIVE
ORGANIZATION

SUBJECT: Planning Guidance for Responding to a Request for a
START JCIC Special Session/Visit with Special Right of
Access

Consistent with the February 9, 1990, SECDEF memo, "Planning for Compliance with a START Treaty"; the August 7, 1990, USD(A) memo, "Planning Guidance for START Treaty Compliance"; and the August 28, 1991, USD(A) memo, "Formation of the START Compliance Review Group (CRG)"; this memorandum provides guidance on planning for and implementation of the START Treaty provisions on responding to a request for a special session that might require a facility visit with special right of access. The provisions are found in Section III of the Joint Compliance and Inspection Commission (JCIC) Protocol of the Treaty.

RESPONSIBILITIES

DoD Response to Requests for Special Sessions/Visits

OUSD(P) will transmit immediately to the Chairman of the DoD START Compliance Review Group and, as appropriate, the Services/Agencies, any request received. OUSD(A), through the DoD START CRG, will coordinate the DoD recommendation which USD(P) or the SECDEF will provide to the NSC. A special working group of the DoD START CRG (OUSD(A) - Chairman, OASD(ISP), General Counsel, OJCS, ODUSD(P) for Security Policy (SP), OASD(C3I)/DASD for Counterintelligence and Security Countermeasures (CI&SCM) and, as appropriate, Army, Navy, Air Force, OSIA, and other DoD Agencies) will coordinate the response.

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In the case of a request to visit a DoD facility, the Service or DoD Agency whose facility is involved will be responsible for providing a recommended response to the DoD START CRG.

In the case of a request to visit a DoD-contractor facility, OUSD(A), in conjunction with OASD(C3I)/DASD(CI&SCM) and affected Services and/or Agencies, will draft the response for DoD START CRG consideration.

In the case where it is determined that the request involves a facility for which DoD is not the lead agency and at which DoD or DoD-contracted activities may or may not be located, OUSD(A), through the DoD START CRG, will draft a response or, if appropriate, will designate a Service/Agency to draft a response.

The SECDEF, as necessary, will make the final decision on the DoD recommendation.

ASSESSMENT

A quick-reaction Assessment Team will be comprised of members from OUSD(A), OUSD(P), OASD(C3I), the Services, OSIA, and other agencies as required. The team will convene at the request of the Chairman, DoD START CRG. The team will support development of a recommendation to the DoD START CRG for a DoD response. The recommendation will include proposed methods of resolving the compliance concern; alternative resolution means; what clarifications are to be sought to enhance the U.S. ability to resolve the concern; any U.S. security concerns; and, if appropriate, the feasibility and ground rules associated with a visit to resolve the concern. Additionally, the recommendation may include comments on the proposed date and location for convening the JCIC.

The DoD START CRG will decide, on a case-by-case basis, whether and when to dispatch the Assessment Team to the facility that might be involved in the compliance concern.

The Assessment Team will notify the Chairman, DoD START CRG, immediately if the owners or those in control of a facility not owned by the government refuse to consent to a visit or otherwise cooperate.

The Service/Agency whose facility is involved, or OUSD(A) in cooperation with the affected Services/Agencies if a DoD-contractor facility, will direct the Assessment Team's activities. For a DoD-contractor facility, contractor views on the proposed visit, including views on the protection of sensitive and/or proprietary information, should also be included

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in the Assessment Team's recommendation.

The OSIA representative is responsible for providing logistical support and coordinating the Assessment Team's movements and activities to and from the facility as required.

SITE PREPARATION

In the case where the U.S. accepts a request to visit a facility, a quick-reaction Site Preparation Team will be assembled to include members from OUSD(A), OUSD(P), OASD(C3I), the Services, OSIA, and other agencies as required. The Site Preparation Team will assist the lead agency to implement the USG response to the request.

For DoD facilities, the Service/Agency whose facility is involved will be responsible for site preparation and lead the Site Preparation Team. For DoD-contractor facilities, OUSD(A) may designate a Service or Agency to be responsible for site preparation according to procedures to be agreed between the affected Services or Agencies and within the CRG. As practical, OUSD(A) will ensure responsibilities have been pre-assigned.

For all other facilities, OUSD(A) will coordinate with the U.S. agency in charge as required.

The OSIA representative is responsible for providing logistical support and coordinating the Site Preparation Team's movements and activities to and from the facility as required.

CONDUCT OF ACTUAL VISITS

The Services will perform similar roles as in the preparation and execution of declared inspections.

OSIA will perform similar functions in the preparation for and execution of actual visits as it does for START inspections. This will include escorting during actual visits and, if appropriate in advance of an actual visit, coordinating with the Service/Agency responsible for the facility for the conduct of a mock visit(s).

The Defense Treaty Inspection Readiness Program (DTIRP) will be a resource available for the Assessment and Site Preparation Teams.

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